

### United States Patent and Trademark Office

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ICATION NUMBER 10/631,322

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CHARLOTTE, NC 28280-4000

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FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

AUG 0 5 2005

07/31/2003

Massimo Losio

0007386-0009

**CONFIRMATION NO. 1409** 

**FORMALITIES LETTER** 

\*OC000000016561729\*

Date Mailed: 07/20/2005

# NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

#### Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 07/31/2003 to the Notice to File Missing Parts (Notice) mailed 10/27/2003 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

08/08/2005 SDENBOB1 00000062 160605 10631322

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65.00 DA

Total additional fee(s) required for this application is \$65 for a Small Entity

\$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Office of Initial Patent Examination (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Massimo Losio et al.

Confirmation No.: 1409

Serial No.:

10/631,322

Filing Date:

07/31/2003

For:

SUPPORT STRUCTURE FOR:

A VEHICLE

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August 2, 2005

To:

Mail Stop Missing Parts Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

# Response to Notice of Incomplete Reply (Non-Provisional) for Notice to File Missing Parts

This is responsive to the Notice of Incomplete Reply (Non-Provisional) mailed July 20, 2005 ("Notice") for the present case. A copy of the Notice is enclosed.

In accordance with the Notice, enclosed is a copy of the required Declaration from the original priority filing, U.S. Application Serial No. 09/920,476 filed August 1, 2001, which claims foreign priority under 35 U.S.C. § 119 of Italian Application No. V12000A000176, filed August 8, 2000. The Declaration has been duly executed by all inventors, Mossimo Losio, Thomas Overthun, and Christopher Cowart.

For the present application, the Commissioner is hereby authorized to charge the additional surcharge fee of \$65.00 as a non-small entity from Deposit Account No. 16-0605. Applicants believe no other fees are due in connection with this submission. If any fees are

owed, the Commissioner may charge such fees to Deposit Account No. 16-0605. A duplicate of this paper is enclosed for fee charging purposes.

Respectfully submitted,

Walter Scott

Registration No. 30,588

Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel New York Office (212) 210-9400 Fax Charlotte Office (704) 444-1111

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper is being transmitted by First Class Mail through the United States Postal Service on the date shown below to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Yolanda Sanchez

Date of Deposit: 08/02/2005